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# N THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:	Dennis R. Hayward et al.	)
		) Group Art Unit: 3613
SERIAL NO.:	09/595,201	)
		) Examiner:
FILED:	June 16, 2000	) Pamela Rodriguez
	•	)
FOR:	BRAKE ASSEMBLY	. )

# PETITION TO WITHDRAW HOLDING OF ABANDONMENT UNDER 37 C.F.R. § 1.181

Mail Stop Petitions Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

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GROUP 3600

Dear Sirs:

As Applicants failed to receive an Office Action in the above-identified application, Applicants submit this Petition to Withdraw a Holding of Abandonment under 37 C.F.R. §1.181. Consideration and withdrawal of the holding of abandonment are requested.

#### REMARKS

In a telephonic conversation on October 26, 2005 between Applicants' undersigned attorney, Amy Bizon-Copp and Supervisory Patent Examiner James McClellan, it was confirmed that Application No. 09/595,201 was abandoned for failure to respond to an Office Action issued October 12, 2001. It was also confirmed that Pam Rodriguez is the Examiner of Record for the above-identified application.

Applicants respectfully submit that the Office Action issued October 12, 2001 was not received. A search of the file jacket and docket records indicate that the Office Action of October 12, 2001 was not received. Consequently, as the Office Action was not received, Applicants did not respond to the Office Action and the application was abandoned for failure to respond to the Office Action. Thus, the holding of abandonment is improper and may not be maintained. In this regard, Applicants respectfully submit evidencing materials as Attachments 1 - 5.

Attachment 1: (7 pages) A copy of the docket record where the non-received Office Action would have been entered had it been received, illustrating applications with PTO Communication received on October 12, 2001 having three-month due dates of January 12, 2002. (MPEP 711.03(c)(I.)(A.))

Attachment 2: (6 pages) A copy of a submission on June 15, 2004 including a Status Request for the above-identified application, a Change of Correspondence Address and Fee Address Indication Form, Certificate of Mailing dated June 15, 2004 for the Change of Address and Fee Address Indication Form and itemized return postcard which accompanied Applicants' submission.

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Petition to Withdraw Holding of Abandonment dated: November 11, 2005

Additionally, a search of the file jacket and docket records indicate that a response to the Status Request was not received.

The above-described documents of the June 15, 2004 submission are verified to include the correct application number, docket number and contact information for Applicants' attorneys. The contact information in the submission, including Address, Telephone Number and Customer Number are the same as effective for this present Petition.

Attachment 3: (4 pages) A copy of a submission on June 21, 2002 including an Information Disclosure Statement dated June 21, 2002, accompanying Form PTO-1449, Certificate of Mailing dated June 21, 2002 and itemized return postcard which accompanied Applicants' submission.

The above-described documents of the June 21, 2002 submission are verified to include the correct application number, docket number and contact information for Applicants' attorneys. The contact information in the submission, including Address, Telephone Number and Customer Number are the same as effective for this present Petition.

Attachment 4: (4 pages) A copy of a facsimile correspondence on October 4, 2001 between one of Applicants' attorneys of record, Daniel Drexler and the Examiner of Record, Pam Rodriguez regarding the original transmittal letter and correspondence address included on the transmittal letter. The correspondence includes a facsimile cover sheet dated October 4, 2001, a copy of the original transmittal letter indicating Applicants' attorneys correspondence address, a copy of the acknowledgment postcard

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received and stamped by the USPTO acknowledging receipt of the application filed June 16, 2000 and a fax confirmation indicating that the facsimile correspondence was transmitted successfully (Result indicated as "OK").

The above-described documents of the October 4, 2001 facsimile correspondence are verified to include the correct application number, docket number and contact information for Applicants' attorneys. The contact information in the submission, including Address, Telephone Number and Customer Number are the same as effective for this present Petition.

Attachment 5: (4 pages) A copy of a Notice of Recordation of Assignment Document dated December 29, 2000, a copy of the Recordation Form Cover Sheet stamped by the USPTO with 11/02/2000 and indicating the Fee of \$40.00 and a copy of the executed Assignment Document dated June 30, 2000.

The above-described documents relating to the Recordation of the Assignment dated June 30, 2000 are verified to include the correct application number, docket number and contact information for Applicants' attorneys. The contact information in the submission, including Address, Telephone Number and Customer Number are the same as effective for this present Petition.

The documentary evidence discussed herein and submitted herewith clearly establishes that the Office Action of October 12, 2001 was not received despite correspondence between the USPTO and Applicants attorneys and submissions by Applicants to the USPTO both before and after the Office Action of October 12, 2001. Attachment 5 clearly indicates that the USPTO utilized the correct contact information

for Applicants' attorneys to send the Notice of Recordation of Assignment and was successful at sending correspondence to Applicants attorneys. Attachment 4, dated approximately one week before the issuance of the Office Action of October 12, 2001, clearly shows that both the Examiner of record and Applicants' attorneys utilized correct contact information to exchange pertinent information about the application.

Attachments 2 and 3, dated after the date of the Office Action, clearly indicate continued prosecution of the application by Applicants' attorneys for the application. Finally, Attachment 1 clearly indicates that the Office Action would have been entered in the docket had it been received.

Additionally, a search of the file jacket and docket records indicate that a Notice of Abandonment that Applicants assume should have followed the non-response to the Office Action of October 12, 2001, was also not received. Assuming the Office Action of October 12, 2001 had a 3-month statutory response period, Applicants estimate that a Notice of Abandonment should have been issued approximately 6 months after the Office Action was issued, or April 12, 2002. Attachment 3 submitted to the USPTO by Applicants on June 21, 2002, clearly indicate Applicants continued prosecution of the application.

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Accordingly, Applicants herein petition to withdraw the holding of abandonment for the reasons stated above. Pursuant to MPEP § 711.03(c)(I), no fee is required for the present Petition. However, if there are any charges due with respect to this Petition or otherwise, please charge them to Deposit Account No. 06-1130 maintained by Applicant's attorneys.

The Examiner is invited to contact Applicants' attorneys at the below-listed telephone number regarding this Petition or otherwise concerning the present application.

Respectfully submitted,

Amy Bizon Copp

Registration No. 53,993

CANTOR COLBURN LLP

55 Griffin Road South

Bloomfield, CT 06002

Telephone: 860-286-2929

Customer No. 23413

Date: November 11, 2005



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ATTACHMENT #1 (7 pages)

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Due Date	PTO Date	Action Type	Action Due	Case	Type	Ctr	Serial No.	Client
1/11/2002	7/11/2001	1/11/2002 7/11/2001 US-Missing Parts	4th Extension	SO-SOS-00	ORD	SN	09/854583	GP4
1/11/2002		1/11/2002 Abandoned	Abandoned	69602EP	ORD	EP ,	96106295.7	GP4
1/11/2002	7/11/2001 Exam Fee	Exam Fee	Exam Fee	97-2039	PCT	EP	99943763.5	PES
1/11/2002		7/11/2001 US-Notice of Appeal 3rd Extension	3rd Extension	98-1522 1	CPA US	Sn	09/141299	DEP
1/11/2002	7/11/2001	1/11/2002 7/11/2001 US-Final Office Acti 3rd Extension	3rd Extension	98-1522 1	CPA	Sn	09/141299	DEP
1/11/2002	7/11/2000	1/11/2002 7/11/2000 Application Status C	Application Status Check	APB-0004	PRI	SO	09/613993	APB
1/11/2002	1/11/2002 10/11/2001	US-3 Month Office	3 Month Due Date	BAW-0002	PCT	Sn	09/555944	BAW
1/11/2002	1/11/2002 12/11/2001	US-Reexamination	1 Month to Due Date	CAO-0167 R	REX	SN	90/006118	CAO
1/11/2002	1/11/2002 9/11/2001	US-3 Month Office	1st Extension	DAL-0002 2	RCE	NS	09/880382	DAL
1/11/2002	1/11/2002 10/11/2001	US-3 Month Office	3 Month Due Date	DE1-0039	PRI	NS	09/540253	DE1
1/11/2002		1/11/2001 Foreign Filing	Foreign Filing Due	DE2-0028	PRI	SN	09/758807	DE2
1/11/2002	1/11/2001	1/11/2001 Foreign Filing	Foreign Filing Due	DEP-0027	PRI	Sn	09/758948	DEP
1/11/2002	1/11/2001	PCT Application Du	PCT Application Due	DEP-0027	ORD	WO	US01/02840 DEP	DEP
1/11/2002		1/11/2001 Foreign Filing	Foreign Filing Due	DEP-0124	PRI	SN	00/758900	DEP
1/11/2002	1/11/2002 10/11/2001	US-Missing Require	1st Extension	FMW-0016	PCT	SO	09/913633	FMW
1/11/2002	7/11/2001	US-Missing Parts	4th Extension	GB1-0001	PRI	ns	068988/60	GB1
1/11/2002	1/11/2001	1/11/2001 Foreign Filing	Foreign Filing Due	GEM-0203	RCE	ns	10/034502	GEM



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1/11/2002	10/11/2001	1/11/2002 10/11/2001 US-3 Month Office	3 Month Due Date	GEN-0088	PRJ	SN	09/475508	GEN
1/11/2002	1/11/2002 10/11/2001	Search Report IDS	3 Month Due Date	GEN-0153 2	PRJ	US	09/621914	GEN
1/11/2002	1/11/2002 1/11/2001	Foreign Filing	Foreign Filing Due	GEN-0210	PRI	NS	09/758974	GEN
1/11/2002	1/11/2002 10/11/2001	US-Base Issue Fee	Base Issue Fee Due	GER-0157	PCT	US	09/581009	GER
1/11/2002	1/11/2002 10/11/2001	FILE CIP, CON, DI	Due Date	GER-0157	PCT	NS	09/581009	GER
1/11/2002	1/11/2002 9/11/2001	US-3 Month Office	1st Extension	HER-0001	PRI	NS	09/508446	HER
1/11/2002	1/11/2002 10/11/2001	Information Disclosu	Information Disclosure Strnnt HO1-0001	HO1-0001	PRJ	NS	09/974694	НО1
1/11/2002	1/11/2002 7/11/2001	Foreign Filing	Foreign Filing Reminder	122-0021	PRI	NS	09/902813	122
1/11/2002	1/11/2002 10/11/2001	Drawings Due	3 Month Due Date	132-0008	PRI	SN	09/974977	132
1/11/2002	1/11/2002 10/11/2001	Information Disclosu	Information Disclosure Stmnt 132-0008	132-0008	PRI	NS	09/974977	132
1/11/2002	1/11/2002 10/11/2001	US-Missing Parts	1st Extension	IB2-0020	PRI	SO	09/950422	IB2
1/11/2002	1/11/2002 10/11/2001	US-2 Month Office	1st Extension	IB2-0020	PRJ	NS	09/950422	IB2
1/11/2002	1/11/2002 10/11/2001	US-2 Month Office	1st Extension	IB8-0001	PRJ	SN	09/499577	IB8
1/11/2002	5/11/2000	PCT NATIONAL	National Deadline	ITW-0012	ORD	WO	US01/15466 ITW	ITW
1/11/2002	5/11/2000	1/11/2002 5/11/2000 Chapter I Due(Nat'l	Chapter I Due(Nat'l Filing)	ITW-0012	ORD	WO	US01/15466 ITW	ITW
1/11/2002	1/11/2002 10/11/2001	US-Restriction	2nd Extension	MOD-0005 R	REI	ns	09/617825	MOD
1/11/2002	1/11/2002 10/11/2001	Search Report IDS	3 Month Due Date	PES-0053 2	PRI	NS	09/908484	PES
1/11/2002	1/11/2002 10/11/2001	US-Missing Parts	1st Extension	RGP-0052 2	ORD	SN	09/950557	RGP
1/11/2002	1/11/2002 10/11/2001	Information Disclosu	Information Disclosure Strant SWR-0062	SWR-0062	PRI	Sn	09/958579	SWR
1/12/2002	1/12/2000	1/12/2002 1/12/2000 WIPO completion D	WIPO completion Follow Up 0001OSWO	00010SWO	ORD	WO	US00/34223 GP4	GP4

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1/12/2002	1/12/2002 10/12/2001	US-Base Issue Fee	Base Issue Fee Due	97-1610 I	D DIV	SN	09/329038	PRJ
1/12/2002	1/12/2002 10/12/2001	FILE CIP, CON, DI	Due Date	97-1610 I	D DIV	SN	09/329038	PRJ
1/12/2002	1/12/2002 12/12/2001	US-Restriction	Due Date - Election	98-1328	1 RCE	NS	09/475375	GEN
1/12/2002	7/12/2001	US-3 Month Office	3rd Extension	98-1742	RCE	SN	09/208073	GP2
1/12/2002	1/12/2002 10/12/2001	US-3 Month Office	3 Month Due Date	98-2279	PRI	NS	09/237804	YKI
1/12/2002	1/12/2002	Renewal Due	Renewal Due	B26-2146	EPC	ES	90300365.5	B26
1/12/2002	1/12/2002 Renewal	Renewal Due	Renewal Due	B26-2146	EPC	GB	90300365.5	B26
1/12/2002	1/12/2002	Renewal Due	Renewal Due	B26-2146	EPC	ΩT	90300365.5	B26
1/12/2002	1/12/2002 Renewal	Renewal Due	Renewal Due	B26-2146	EPC	GR	90300365.5	B26
1/12/2002	1/12/2002 10/12/2001	US-3 Month Office	3 Month Due Date	BAW-0003	PCT	SN	09/555977	BAW
1/12/2002	1/12/2002 10/12/2001	US-Missing Parts	1st Extension	DE1-0092	2 PRI	NS	09/949702	DE1
1/12/2002	1/12/2002 7/12/2001	File Application	Filing Reminder	DE1-0145	PRO	NS	60/305500	DEI
1/12/2002	7/12/2001	Foreign Filing	Foreign Filing Reminder	DE1-0145	PRO	NS	60/305500	DE1
1/12/2002	10/12/2001	1/12/2002 10/12/2001 Information Disclosu	Information Disclosure Stmnt	DE2-0042	PRI	SN	09/977035	DE2
1/12/2002	10/12/2001	1/12/2002 10/12/2001 Information Disclosu	Information Disclosure Stmnt DE2-0050	DE2-0050	PRI	SN	09/977108	DE2
1/12/2002	7/12/2001	Foreign Filing	Foreign Filing Reminder	DE6-0001	PRI	SN	09/904072	DE6
1/12/2002	9/12/2001	US-Final Office Acti	1st Extension	DEP-0040	PRI	SN	09/692298	DEP
1/12/2002	9/12/2001	US-Notice of Appeal 1st Extension	1st Extension	DEP-0040	PRI	SN	09/692298	DEP
1/12/2002	7/12/2001 Foreign	Foreign Filing	Foreign Filing Reminder	DEP-0208	PRI	US	09/903922	DEP
1/12/2002	7/12/2001	Foreign Filing	Foreign Filing Reminder	DEP-0210	PRI	SN	09/903983	DEP
1/12/2002	7/12/2001	Foreign Filing	Foreign Filing Reminder	DEP-0217	RCE	ns	09/903944	DEP

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Due Date	Due Date PTO Date	Action Type	Action Due	Case	Type	Ctr	Serial No.	Client
1/12/2002	7/12/1994	Tax 7.5	Tax 7.5	EBA-0038	PRI	ns	986580/80	EBA
1/12/2002	1/12/2002 10/12/2001	US-3 Month Office	3 Month Due Date	GEN-0149	PRI	SN	09/526945	GEN
1/12/2002	1/12/2002 7/12/2001	US-3 Month Office	3rd Extension	GJE-0003	PCT	SN	09/701898	GJE
1/12/2002	1/12/2000	Application Status C	Application Sta Follow Up D	GM4-0001	PRI	NS	09/481859	GM4
1/12/2002	1/12/2002 10/12/2001	US-Base Issue Fee	Base Issue Fee Due	GP2-0012	PRI	SN	09/516830	GP2
1/12/2002	1/12/2002 10/12/2001	FILE CIP, CON, DI	Due Date	GP2-0012	PRI	NS	09/516830	GP2
1/12/2002	1/12/2002 10/12/2001	US-Allowability	3MON DWG/FRMLTY	GP2-0012	PRI	SN	09/516830	GP2
1/12/2002	1/12/2002 10/12/2001	US-Notice of Appeal	3 Month Due Date	GP2-0078	PRI	SN	09/538391	GP2
1/12/2002	1/12/2002 10/12/2001	US-Final Office Acti	3 Month Due Date	GP2-0078	PRI	SN	09/538391	GP2
1/12/2002	10/12/2001	1/12/2002 10/12/2001 Information Disclosu	Information Disclosure Stmnt	GP5-0030	PRI	NS	09/682749	GP5
1/12/2002	1/12/2002 10/12/2001	US-3 Month Office	3 Month Due Date	GP5-0040	PRI	Sn	09/745456	GP5
1/12/2002	1/12/2002 1/12/2002 Other	Other	File Application	GRP-0009	PCT	SN	10/030675	GRP
1/12/2002	7/12/1994 Tax 7.5	Tax 7.5	Tax 7.5	ITW-0027	PRI	SN	96/090/80	ITW
1/12/2002	1/12/2002 10/12/2001	Information Disclosu	Information Disclosure Stmnt	SHL-0023	PRI	SN	198516/60	SHL
1/12/2002	1/12/2001 Foreign	Foreign Filing	Foreign Filing Due	SIE-0046 2	PRI	SN	09/760270	SIE
1/12/2002	1/12/2002	Foreign Rejection	Foreign Rejection	SIL0004BR	ORD	BR	PI9801709-8 GP4	3 GP4
1/12/2002	1/12/2002	Written Opinion	Written Opinion	SIL0039WC	ORD	WO	US01/00242 GP4	GP4
1/12/2002		1/12/2002 Approval of Docume	Approval of Documents	SIL0054EP	PCT	EP	97930797.2	GP4
1/12/2002	10/12/2001	1/12/2002 10/12/2001 Information Disclosu	Information Disclosure Strnnt	SUN-0015	PRI	ns	09/975861	SUN
1/12/2002	7/12/2001	Foreign Filing	Foreign Filing Reminder	SUR-0008	PRO	SN	60/304883	SUR
1/12/2002		7/12/2001 File Application	Filing Reminder	SUR-0008	PRO	ns	60/304883	SUR

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Due Date	PTO Date	Action Type	Action Due	Case	Type	Ctr	Serial No.	Client
1/12/2002	10/12/2001	1/12/2002 10/12/2001 Information Disclosu	Information Disclosure Stmnt YKI-0045	YKI-0045 C	CON	SN	09/975860	YKI
1/13/2002	9/13/2001	US-Missing Parts	2nd Extension	SU-SO8800	ORD	NS	09/924276	GP4
1/13/2002	1/22/2002	1/22/2002 Foreign Exam Reque	Foreign 2 Weeks to due date	95-1405 1	ORD	CA	2196236	FAO
1/13/2002	1/13/1999	Deffered Exam	Deffered Exam	97-1970	PCT	BR	PI 9904805-1SIE	ISIE
1/13/2002	8/13/2001	US-2 Month Office	3rd Extension	98-1469 (	C CON	NS	09/911258	SUR
1/13/2002	7/13/2001	US-3 Month Office	3rd Extension	98-1587 (	C CON	SN	09/803586	GEN
1/13/2002	1/13/2002 11/13/2001	US-Missing Parts	Missing Parts Due Date	98-1716	C CON	NS	09/981576	CAO
1/13/2002	1/13/2002 11/13/2001	US-2 Month Office	2 Month Due Date	98-1716	C CON	SO	09/981576	CAO
1/13/2002	8/13/2001	US-2 Month Office	3rd Extension	98-2058	C CON	SN	09/682011	GEN
1/13/2002	9/13/2001	US-Missing Parts	2nd Extension	98-2276	2 ORD	SN	09/925396	BAO
1/13/2002	9/13/2001	US-2 Month Office	2nd Extension	98-2276	2 ORD	SN	09/925396	BAO
1/13/2002	7/13/2001	Foreign Filing	Foreign Filing Reminder	ATI-0002	PRI	SN	09/905032	ATI
1/13/2002	7/13/2001 Foreign l	Foreign Filing	Foreign Filing Reminder	ATI-0005	P CIP	SN	09/905043	ATI
1/13/2002	7/13/2001 Foreign	Foreign Filing	Foreign Filing Reminder	ATI-0006	PRI	SU	09/905031	ATI
1/13/2002	1/13/2002	Priority Doc. To Be	Priority Doc. To Be Filed	B21-2477	ORD	WO	US01/13925 B21	B21
1/13/2002	1/13/2002	Rule 4.17	Rule 4.17	B21-2477	ORD	WO	US01/13925 B21	B21
1/13/2002	8/13/2001	US-Missing Parts	3rd Extension	BAO-0013	2 ORD	SU	09/881982	BAO
1/13/2002	8/13/2001	US-2 Month Office	3rd Extension	BAO-0013	2 ORD	SN	09/881982	BAO
1/13/2002	1/13/2002 10/13/2000 Letter to	Letter to Designated	Letter to Designated Countrie	CAO-0120	ORD	WO	US01/32156 CAO	CAO
1/13/2002	1/13/2002 12/13/2001	US-Restriction	Due Date - Election	DE1-0114	PRI	NS	09/947654	DE1

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DEP-0028 2 ORI
ffice 1st Extension
US-3 Month Office US-Notice of Appeal
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9/13/2001 11S-3 Month Office

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Due Date	PTO Date	Due Date PTO Date Action Type	Action Due	Case	Case Type Ctr	Ctr	Serial No. Client	Client
1/13/2002	7/13/2001	/13/2002 7/13/2001 US-3 Month Office	3rd Extension	YKI-0024	RCE US	NS	09/450491 YKI	YKI
1/13/2002	9/13/2001	9/13/2001 US-3 Month Office	1st Extension	YKI-0043	RCE	SN	268892/60	YKI
1/13/2002	7/13/2000	Application Status C	/13/2002 7/13/2000 Application Status C Application Status Check	YKI-0044	PRI	SO	09/615453	YKI
1/13/2002	9/13/2001	/13/2002 9/13/2001 US-3 Month Office	1st Extension	ZIP-0007	DES	SN	29/112884	ZIP



# NOV 2 1 2005 GROUP 3600

ATTACHMENT #2 - (6 pages)

Ref. MAR-0003

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	DENNIS HAYWARD
------------	----------------

Serial No.: 09/595,201

Filed: June 16, 2000

For: BRAKE ASSEMBLY

RAKE ASSEMBLY

RECEIVED NOV 2 1 2005

Group Art Unit:

Before the Examiner:

STATUS REQUEST

GROUP 3600

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

Please advise as to the status of the above-identified application, as an office action has not yet been received.

If there are any charges with respect to this Status Request or otherwise, please charge them to Deposit Account No. 06-1130 maintained by applicant's attorney.

Respectfully submitted,

CANTOR COLBURN LLP

I certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, PO Box 1450, Alexandria, VA 22313-1450 on

June 15, 2004 (Date of Deposit)

(Name of Person Mailing Paper)

(Valling Paper)

Date

Daniel Drexler

Reg. No. 47,535

Customer No. 23413

Date:

June 15, 2004

Address:

55 Griffin Road South, Bloomfield, CT 06002

Telephone:

(860) 286-2929

PTO/SB/122 (06-03) Approved for use through 11/30/2005. OMB 0651-0035
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no pe

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CORRESPONDENCE ADDRE	Application Number	09/595,201
	/ I will bate	June 16, 2000
Address to:	First Named Inventor	Dennis Hayward
Commissioner for Patents NOV 1 4 2005	Art Unit	
P.O. Box 1450 Alexandria, VA 22313-1450	Examiner Name	
Alexandria, VA 22313-1450	Attorney Docket Number	MAR-0003

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I am the :  Applicant/Inv  Assignee of r Statement un  Attorney or Ag  Registered pr executed oath  ped or Printed me  Daniel Drexler	entor. Tecord of the entire inder 37 CFR 3.73(b) Tecord. Register of record. Registrationer named in or declaration. See	interest. ) is enclosed. (For istration Number the application trace 37 CFR 1.33(a)(	m PTO/S	SB/96).  42  Jetter in an a stration Num	7,535 pplication	n without an

This collection of information is required by 37 CFR 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending on the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Associate Power Of Attorney Or Agent (37 CFR 1.34)
(For Representation Related Top Patent Application)

In Re Application Of: DENNIS HAYWARD

Serial No.

O9/595,201

Filing Date

June 16, 2000

Filing Date

June 16, 2000

FRAKE ASSEMBLY

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### TO THE COMMISSIONER FOR PATENTS:

Please recognize the following as 

Associate Attorney 

Associate Agent in this application.

Name: DANIEL DREXLER

Reg. No.: 47,535

Address: CANTOR COLBURN LLP

55 GRIFFIN ROAD SOUTH BLOOMFIELD, CT 06002, USA

Tel. No. 860-286-2929

Signature of Principal Attorney or Agent of Record

David A. Fox
Reg. No. 38,807
CANTOR COLBURN LLP
55 Griffin Road South
Bloomfield, CT 06002

Tel: 860-286-2929 Customer No. 23413

Registration Number & Address of Principal Attorney or Agent of Record

Dated: June 15 - 2004

I certify that this document is being deposited on June 15, 2004 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

Daniel Drexler

Typed or Printed Name of Person Mailing Correspondence

CERTIFICATE OF	MAILING BY FIRST CLAS	SS MAIL (37 CFR 1.8)	Docket No.
Applicant(s): DENNIS	HAYWARD		MAR-0003
Serial No.			1120000
	Filing Date	Examiner	Group Art Unit
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I hereby certify that this	S Change of Correspondence Ac	ddress and Fee Address Indica	tion Form
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Commissioner for Pate	ents, P.O. Box 1450, Alexandria,	VA 22313-1450 on	June 15, 2004
		<del></del>	(Date)
		Daniel Dre	xler
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Attorney Docket No.: MAR-0003	HEREON, ACKNOWLEDGES RECEIPT OF: Date Mailed: エンっと 15-2004
Applicant: H4YWARD  Serial No.: C9/595, 201  For: BRAKE ASSEMBLY	Filed: June 16-2004
[ ] Affidavit or [ ] Declaration [ ] Application for Patent including	Check for Filing Fee \$     Amendment/Response To Office Action     Brief, copies     Assignment, check for \$     Assignment Recordation Cover Sheet     Power of Attorney by Assignee     Certificate of Mailing Under 37 CFR 1 8(a)     Declaration Under Section 8 & 15     Drawings: sheets       Formal or     Informal     Issue Fee Transmittal   Notice of Appeal     Petition for Extension of Time ( ) months     with check for \$     Priority Document     Renewal Application TM/SM     Renewal Application TM/SM     Address     Fee Address   Tudication

# ATTACHMENT #3 (4 pages)

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CEDTIFICATE OF	MAILING BY FIRST CLAS	S MAIL (37 CER 1.8)	Docket No.
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Applicant(s): DENNIS I	HAI WARD, ET AL		MAR-0005
Serial No.	Filing Date	Examiner	Group Art Unit
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I hereby certify that th	is <u>INFORMATION DISCLOS</u> I	JRE STAMENT AND POSTC. (Identify type of correspondence)	ARD
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		(Typed or Printed Name of Person	Malling Correspondence)
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EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE		NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
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# INFORMATION DISCLOSURE STATEMENT

		MBER <u>09</u> AKE ASSI		FILED <u>06/16/2000</u>
	EXAMINER			ART UNIT 3613
1.	Applicant submits herewith a copy of (a) attached form PTO-1449, w submitted for consideration by the Office; (b) a legible copy of each do	hich lists all pat cument required	ents, publications, by 37 C.F.R. §1.98	applications, or other information 8(b)(2).
2.	Applicant herein apprises the Patent Office of prior art in a parent U.S. filing date under 35 U.S.C. §120. The Serial Number of the parent appfiled and entitled and entitled The publications cited therein are listed on attached Form PTO-1449. are not required Additional parent patent applications are listed of	n accordance wi	Applicationth 37 C.F.R. §1.98(	
3.	In accordance with 37 C.F.R. §1.98(a)(3), Applicant hereby certifies th  A copy of a translation of one or more non-English document, or  A concise explanation is (check at least one box below):  provided in the accompanying foreign or international search rep	portion thereof, i	s provided herewiti	1;
37 C.F.R 4. □	§1.97(b)(1), (b)(2) – WITHIN 3 MONTHS OF FILING OR ENTRY IN N. Since this Information Disclosure Statement is being filed within three m of the date of entry of the national stage as set forth in 37 C.F.R. §1.49 §1.97(e) is required.	onths of the filing	date of the subject	application or within three months ee or certification under 37 C.F.R.
37 C.F.R. 5. <b>⊡</b> 2′	§1.97(b)(3), (b)(4) – PRIOR TO MAILING OF FIRST OFFICE ACTION OR Since this Information Disclosure Statement is being filed before the m of a first Office action after the filing of a request for continued examin §1.97(e) is required.	ailing date of the	first Office Action of	on the merits, or before the mailing
37 C.F. F 6.  a. b.	Since this Information Disclosure Statement is being filed outside of the of a Final Rejection or Notice of Allowance, this submission is being at the fee required under 37 C.F.R. §1.97(c)(2) and specified in 37 the statement specified in 37 C.F.R. §1.97(e) (Box 8 or 9 must	e period provided ccompanied by ( C.F.R. §1.17(p).	for in 37 C.F.R. §1 one of the followi	.97(b), but before the mailing date ng boxes must be checked):
37 C.F.R 7. □	. §1.97(d) – AFTER FINAL REJECTION OR ALLOWANCE Since this Information Disclosure Statement is being filed after the period fee and is accompanied by both the statement specified in 37 C.F.R. § be checked.)	d specified in 37 1.97(e) and the f	C.F.R. §1.97(c), bu iee set forth in 37 C	t on or before payment of the issue C.F.R. §1.17(p). (Box 8 or 9 must
8.	In accordance with 37 C.F.R. §1.97(e)(1), Applicant's attorney certifier Statement was first cited in any communication from a foreign patent off to the filing of this Information Disclosure Statement.   The foreign of	ce in a counterpa	ırt foreign applicatio	n not more than three months prior
9.	In accordance with 37 C.F.R. §1.97(e)(2), Applicant's attorney certific Statement was cited in a communication from a foreign patent office in signing this certification after making reasonable inquiry, no item of info to any individual designated in 37 C.F.R. §1.56(c) more than three mo	a counterpart for mation container	reign application, a d in this Informatior	nd, to the knowledge of the person Disclosure Statement was known
10.	In the event the Commissioner of Patents deems that any additional fapplication, Applicant's attorneys authorize that such fee be charged to	ee is required un o Deposit Accou	ider 37 C.F.R. §§ 1 nt No. 06-1130	.16 or 1.17 in connection with this
11. Co	nsideration of this Information Disclosure Statement is respectfully reque	ested.		
	lame: LISA A. BONGIOVI	Registra	ation Number 4	8,933
Sign	lature the Bonsin	Date	JUNE 21	, 2002
sufficie	FICATE OF MAILING OR TRANSMISSION: I hereby certify that this correspond not postage as first class mail in an envelope addressed to: Commissioner For Paddemark Office to Facsimile Noon the date show	tents, Washington	osited with the United DC 20231, or [ ] fac	States Postal Service with simile transmitted to the U.S. Patent
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Y PTO Form 1449, X publications enclosed	[ ] Formal or [ ] Informal
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Application Under 37 CR 1.60	Petition for Extension of Time () months
1 Verified Statement to Establish Small Entity Status	
Request for Drawing Correction	
[ ] Transmittal Letter (in duplicate)	] Renewal Application TM/SM
[ ] Other:	

ATTACHMENT #4 (5 pages)



#### **CANTOR COLBURN LLP**

#### INTELLECTUAL PROPERTY ATTORNEYS

55 Griffin Road South Bloomfield, CT 06002 USA

> tel: (860) 286-2929 fax: (860) 286-0115

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	= FACSIMII F TR	ANSMITTAL SHEET				
DATE:	October 04, 2001					
TO:	Pam Rodriguez					
COMPANY:	USPTO					
FAX NO.:	703-308-3519	TEL. NO.:				
FROM:	Daniel F. Drexler					
OUR REF:	MAR-0003	YOUR REF: 09/595,201				
TOTAL NUMBER OF PAGES SENT (INCLUDING THIS COVER SHEET): 4						
COMMENTS: Per your request, please find attached a copy of our original transmittal letter indicating our correspondence address and a copy of our acknowledgment postcard received and stamped by the USPTO acknowledging receipt of the transmittal letter. Pleas contact me if I can be of any further assistance. Dan						
If there are ar	ny problems with th	is transmission,				
please call (860) 286-2929 and ask for Daniel Drexler						
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#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: DENNIS RICHARD HAYWARD, ET AL.

FOR: BRAKE ASSEMBLY

**LETTER** 

Box Patent Application
The Assistant Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Jennifer Matson

(Typed or printed name of person mailing paper or fee)

(Signature of person mailing paper or fee)

Dear Sir:

The attached application for U.S. Patent is being filed under the provisions of Rule 1.53 of the Rules of Practice in Patent and Trademark cases. Accordingly, we are enclosing the following documents at this time:

- (a) Specification and abstract (19 pages) and Claims (19 claims);
- (b) Drawings (3 sheets); and
- (c) Preliminary Amendment (2 pages)

The filing fee, Declaration and Assignment documents will be submitted later under the provisions of 37 CFR 1.53.

Please be advised that the inventor of the invention disclosed in the attached specification and claims is: Dennis Richard Hayward, residing at 9 Northcliffe, Eaton Bray, Dunstable, Bedfordshire, LU6 2DE, England; Paul Harris, residing at 68 Orion Way 49, Leighton Buzzard, Bedfordshire, LU7 8XJ, England; and David Bonnieman, residing at Buckland Road, Buckland, Aylesbury, Buckinghamshire HP22 5LL, England.

Please also be advised that the undersigned has been authorized to file this application on their behalf.

If there are any additional charges with respect to this patent application or otherwise, please charge them to Deposit Account No. 06-1130 maintained by Applicants' attorney.

Please send correspondence to:

CANTOR COLBURN LLP 55 Griffin Road South Bloomfield, CT 06002 (860) 286-2929

Respectfully submitted,

DENNIS RICHARD HAYWARD, ET AL.

CANTOR COLBURN LLP Applicants' Attorneys

Bv:

Edward J. Ellis

Registration No. 40,389

Customer No. 23413

Date:

June 16, 2000



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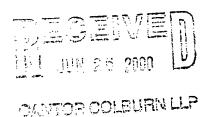
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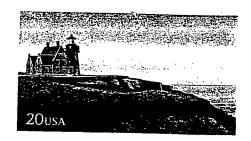
In Re Application of Dennis Richard Hayward, et al. For: Brake Assembly

Transmittal Letter (2 pages); Specification (19 pages); Claims (19); Drawings (3 sheets); Preliminary Amendment (2 pages)

Mailed to the U.S. Patent and Trademark Office via Express Mail Label #EL564087975US on June 16, 2000.

Received in the USPTO on:





CAINTOR COLBURN LLP 55 GRIFFIN ROAD SOUTH ELCOMFIELD, CT 06002

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# **CANTOR COLBURN LLP** INTELLECTUAL PROPERTY ATTORNEYS GROUP 3000

55 Griffin Road South Bloomfield, CT 06002 USA

tel: (860) 286-2929 fax: (860) 286-0115

FACSIMILE TRANSMITTAL SHI
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DATE: October 04, 2001

Pam Rodriguez

COMPANY: USPTO

FAX NO.: 703-308-3519

TEL. NO.:

FROM: Daniel F. Drexler

OUR REF: MAR-0003 YOUR REF: 09/595,201

TOTAL NUMBER OF PAGES SENT

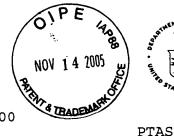
(INCLUDING THIS COVER SHEET):

COMMENTS: Per your request, please find attached a copy of our original transmittal letter indicating our correspondence address and a copy of our acknowledgment postcard received and stamped by the USPTO acknowledging receipt of the transmittal letter. Please contact me if I can be of any further assistance. Dan



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DECEMBER 29, 2000

CANTOR COLBURN LLP JUAN C. VILLAR 55 GRIFFIN ROAD SOUTH BLOOMFIELD, CT 06002



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PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 10/26/2000

REEL/FRAME: 011194/0987

NUMBER OF PAGES: 2

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

HAYWARD, DENNIS RICHARD DO

DOC DATE: 06/30/2000

ASSIGNOR:

HARRIS, PAUL

DOC DATE: 06/30/2000

ASSIGNOR:

BONNIEMAN, DAVID

DOC DATE: 06/30/2000

ASSIGNEE:

LUCAS INDUSTRIES LIMITED

STRATFORD ROAD

PATENT NUMBER:

SOLIHULL, UNITED KINGDOM B90 4LA

SERIAL NUMBER: 09595201

THING

FILING DATE: 06/16/2000

ISSUE DATE:

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CANTOR COLBURN LLP

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011194/0987 PAGE 2

TARA WASHINGTON, EXAMINER ASSIGNMENT DIVISION OFFICE OF PUBLIC RECORDS

FORM PTU-1595 (Modified) (Rev. 6-93) OMB No. 0651-0011 (exp.4/94) Copyright 1994-97 LegalStar P08/REV02

of the original document.

Juan C. Villar, Reg. No. 34,271

Name of Person Signing

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# PATENTS (

11-03-2000

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October 23, 2000

Date

Tab settings → →

To the Honorable Commission of Patents and Trademarks:	Pleas 101504289 aucuments or copy thereof.		
1. Name of conveying party(ies): Dennis Richard Hayward Paul Harris David Bonnieman	Name and address of receiving party(ies):     Name: Lucas Industries Limited     Internal Address: Stratford Road, Solihull,		
Additional names(s) of conveying party(ies) ☐ Yes ☒ No	B90 4LA, United Kingdom		
3. Nature of conveyance:	RECEIVED		
	Street Address: NOV 2 1 2005		
☐ Security Agreement ☐ Change of Name			
☐ Other	city: GRState UP 3600		
Execution Date: June 30, 2000	Additional name(s) & address(es) attached?   Yes   No		
4. Application number(s) or registration numbers(s):  If this document is being filed together with a new application	, the execution date of the application is:		
A. Patent Application No.(s)	B. Patent No.(s)		
09/595,201			
Additional numbers attac	2 6 300 ched? □ Yes ☒ No		
Name and address of party to whom correspondence concerning document should be mailed:	6. Total number of applications and patents involved:		
Name: Juan C. Villar	7. Total fee (37 CFR 3.41)\$ 40.00		
Internal Address: Cantor Colburn LLP	Enclosed - Any excess or insufficiency should be credited or debited to deposit account		
	☐ Authorized to be charged to deposit account		
Street Address: 55 Griffin Road South	8. Deposit account number:		
DI CIN CON CON CON CON CON CON CON CON CON CO	06-1130		
City: Bloomfield State: CT ZIP: 06002	USE THIS SPACE		
	OUT THE OFFICE		
9. Statement and signature.	nation is true and correct and any attached copy is a true copy		

Signature

Total number of pages including cover sheet, attachments, and document:

#### United States of America ASSIGNMENT

WHEREAS, Inventor(s) hereinafter referred to as ASSIGNOR(s)

(1) Dennis Richard HAYWARD

į

- (2) Paul HARRIS
- (3) David BONNIEMAN

(4)

(5)

(6)

has/have invented certain new and useful improvements entitled

#### **BRAKE ASSEMBLY**

for which invention application for Letters Fatent of the United States of America is about to be made; (b) has been made on June 16, 2000 under serial No.

AND WHEREAS

**Lucas Industries Limited** 

Stratford Road

Solihull B90 4LA

United Kingdom

(herein referred to as ASSIGNEE(s)) is/are desirous of acquiring an interest therein and in the Letters Patent to be obtained therefor;

NOW THEREFORE, be it known by all whom it may concern, that in consideration of the payment by ASSIGNEE(s) to ASSIGNOR(s) of the sum of ONE DOLLAR (\$1.00), and other good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNOR(s) hereby sells, assigns and transfers to ASSIGNEE(s) for the territory of the United States of America, and not elsewhere, the full and exclusive right, title and interest to the said invention, as fully set forth and described in the specification, prepared and executed by ASSIGNOR(s) on the 30 day of TUNE 2000 preparatory to obtaining Letters Patent therefor; said invention, application and Letters Patent to be held and enjoyed by the ASSIGNEE(s) to the full end of the term for which said Letters Patent is granted, as fully and entirely as the same would have been held by ASSIGNOR(s) had this assignment and sale not been made.

In witness whereof, executed by the undersigned this 30 day of JUNE 2000

WITNESSES:	INVENTOR(S):
Dollow-	(1) Deflagmond.
mk Jul.	(2) Magan
	(3)
	(4)
	(5)
	(6)

CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8) Applicant(s): Dennis R. Hayward et al.			Docket No. MAR-0003				
Application No. 09/595,201	Filing Date 06/16/2000	Examiner Pamela Rodriguez	Customer No.	Group Art Unit 3613			
NOV 1 4 7005	NOV 2 1 200						
Pet. to withdraw Abandonment (6 pgs.); Attach #1cvr sheet w/copy of Patent Doc. (8 pgs); Attach #2 cvr sheet w/copy of Status Request (7 pgs); Attach #3 cvr sheet w/copy of IDS (5 pgs); Attach #4 cvr							
sheet w/copy of Fax Transmittal (6 pgs); Attach #5 cvr sheet w/copy   hereby certify that this of Not. of Recordation of Assignment Doc. (5 pgs); Post Card (Identify type of correspondence)							
is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on November 11, 2005							
	(Date)	Nancy K.					
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